

FEB 25 2009

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

RAYMOND ALFORD BRADFORD,

Petitioner - Appellant,

v.

D. REYNOSO,

Respondent - Appellee.

No. 08-15826

D.C. No. 1:08-CV-00123-OWW

MEMORANDUM *

Appeal from the United States District Court
for the Eastern District of California
Oliver W. Wanger, District Judge, Presiding

Submitted February 17, 2009**
San Francisco, California

Before: LEAVY, W. FLETCHER, and GOULD, Circuit Judges.

On December 1, 2008, this court determined that a certificate of
appealability was unnecessary because appellant was challenging the conditions of

* This disposition is not appropriate for publication and is not precedent
except as provided by 9th Cir. R. 36-3.

** The panel unanimously finds this case suitable for decision without
oral argument. *See* Fed. R. App. P. 34(a)(2).

No. 08-15826

his confinement. By the same order, appellant was ordered to show cause why the district court's March 24, 2008, judgment should not be summarily affirmed.

The court has received and reviewed appellant's response to this court's order to show cause. Accordingly, the order to show cause is discharged.

A review of the record and appellant's response to the court's order to show cause indicates that the questions raised in this appeal are so insubstantial as not to require further argument. *See United States v. Hooton*, 693 F.2d 857, 858 (9th Cir. 1982) (per curiam) (stating standard).

Accordingly, we summarily affirm the district court's judgment.

AFFIRMED.